

Sheet No.: P-8035.00 US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kevin Kelly et al. Group Art Unit: 2857
Application No.: 09/364,967 Examiner: Carol S.W. Tsai
Filing Date: July 31, 1999 Due Date:
For: Device and Method for Determining and Communicating the
Remaining Life of a Battery in an Implantable Neurological Tissue
Stimulating Device

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington D.C. 20231

Dear Sir:

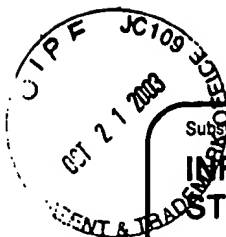
Pursuant to 37 C.F.R. § 1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed within three months of the U.S. R.C.E. filing date. No certification or fee is required.

The Examiner's attention is directed to co-pending U.S. Patent Application No. 09/809,809, filed March 16, 2001, and PCT Publication No. WO 02/07468 (Application No. PCT/US02/04008, filed February 11, 2002), claiming priority therefrom. The identification of these applications is not to be construed as a waiver of secrecy as to either application now or upon issuance of the present application as a patent. The Examiner is respectfully requested to consider the cited applications and the art cited therein during examination.

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Cal. M. L.
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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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of

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Complete If Known

Application Number	09/364,967
Filing Date	July 31, 1999
First Named Inventor	Kelly
Group Art Unit	2857
Examiner Name	Carol S W Tsai
Attorney Docket Number	11738.00063

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
CS		US-20020161328	10-31-2002	Rogers	
		US- 20030065366	04-03-2003	Merritt et al	
		US- 4556061	12-03-1985	Barreras et al.	
		US- 5344431	09-06-1994	Merritt et al.	
		US- 5369364	11-29-1994	Renirie et al	
		US- 5620474	04-16-1997	Koopman	
		US- 5741307	04-21-1998	Kroll	
		US- 5744931	04-28-1998	Arai et al.	
		US- 5769873	06-23-1998	Zadeh	
		US- 5807397	09-15-1998	Barreras	
		US- 5994876	11-30-1999	Canny et al.	
		US- 6166518	12-26-2000	Echarri et al.	
		US- 6185461	02-06-2001	Er	
		US- 6400988	06-04-2002	Gurewitsch	
		US- 6490484	12-03-2002	Dooley et al	
CS		US- 6584355	06-24-2003	Stessman	

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FC 2813 MAIL ROOM**FOREIGN PATENT DOCUMENTS**

Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ²
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
CS		WO00/24459	05-04-2002	Medtronic, Inc.		
		WO01/08749	02-08-2001	Medtronic, Inc.		
		WO02/49718	06-27-2002	St. Jude Medical AB		
		WO91/10471	07-25-1991	Medtronic, Inc.		
CS		WO96/20754	07-11-1996	Plexus, Inc.		

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¹ EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

² Applicant's unique citation designation number (optional). ³ See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.

⁴ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁷ Applicant is to place a check mark here if English language Translation is attached.

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First Named Inventor	Kelly
Group Art Unit	2857
Examiner Name	Carol S W Tsai
Attorney Docket Number	11738.00063

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
US		Teletronics Model 1254 Physician Manual	
US		875E Software Guide for Thera; pp. 4-6 and 4-7	

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INFORMATION DISCLOSURE STATEMENT	Atty. Docket No.: 151-P-08035US01	Serial No.: 09/364,967
	Applicant(s): Kevin J. Kelly et al.	Confirmation No.: 1149
	Filing Date: July 31, 1999	Group: 2857

JUN 28 2004

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
OS	4,082,097	04/04/1978	Mann et al.			
	4,677,363	06/30/1987	Kopmann			
	5,458,624	10/17/1995	Renirie et al.			
	5,769,877	06/23/1998	Barreras, Sr.			
	6,108,579	08/22/2000	Snell et al.			
W	6,148,235	11/14/2000	Kuiper			

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Class	Subclass	Translation	
						Yes	No

OTHER DOCUMENTS (Including Authors, Title, Date, Pertinent Papers, etc.)

Examiner Initial	Document Description

EXAMINER <i>Carl M. Li</i>	Date Considered <i>8/7/04</i>
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